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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/087,553	03/01/2002	Shell Sterling Simpson	10007650-1	2154
7590	08/10/2005		EXAMINER	
			NGUYEN, NHON D	
			ART UNIT	PAPER NUMBER
			2179	

DATE MAILED: 08/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.	SIMPSON ET AL.
Examiner Nhon (Gary) D. Nguyen	Art Unit 2179

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM  
THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

1) Responsive to communication(s) filed on 26 May 2005.  
2a) This action is FINAL.                    2b) This action is non-final.  
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

4) Claim(s) 1-4, 7, 9, 10, 12, 21-28 and 33-35 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
5) Claim(s) \_\_\_\_\_ is/are allowed.  
6) Claim(s) 1-4, 7, 9, 10, 12, 21-28, and 33-35 is/are rejected.  
7) Claim(s) \_\_\_\_\_ is/are objected to.  
8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

9) The specification is objected to by the Examiner.  
10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) All    b) Some \* c) None of:  
1. Certified copies of the priority documents have been received.  
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

1) Notice of References Cited (PTO-892)  
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_

4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_  
5) Notice of Informal Patent Application (PTO-152)  
6) Other: \_\_\_\_\_

## **DETAILED ACTION**

1. This communication is responsive to amendment, filed 05/26/2005.
2. Claims 1-4, 7, 9, 10, 12, 21-28, and 33-35 are pending in this application. Claims 1, 7, and 21 are independent. In this amendment, claims 5, 6, 8, 11, 13-20, and 29-32 are canceled, claims 1-4, 7, 9, 12 and 21 are amended, and claims 33-35 are added. This action is made final.

### *Claim Rejections - 35 USC § 112*

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

4. Claims 1-4 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 1 recites the limitation "the remote-data server" in line 12; however, there are two remote-data servers, which cites in lines 4 and 6 and it is not clear which remote-data server "the remote-data servers" in line 12 refers to.

### *Claim Rejections - 35 USC § 102*

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an

international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. Claims 1-4, 7, 9, 10, 12, 21-28, and 35 are rejected under 35 U.S.C. 102(e) as being anticipated by Kowtko et al. ("Kowtko", US 2002/0065877 A1).

As per claim 1, Kowtko teaches a method for transferring imaging information, comprising:

using a network browser operating on a network-connected computing device (e.g., browser 302 of fig. 4) to:

accessing image data stored on a remote-data server (e.g., page 3, paragraph 26; these values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302);

arrange the image data to form a composition in which relative positional relationships of the image data are defined (e.g., page 3, paragraph 26; the values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302), wherein the composition is stored at a remote-data server (the customized portal or Web site is posted to the Web collaboration server; e.g., page 3, paragraph 26.);

accessing an imaging-destination service implemented by a network server; and request the imaging-destination service to perform a service with respect to the composition such that the imaging-destination service accesses the composition stored at the remote-data server to

retrieve the image data for performing the service requested (Web collaboration service; page 4, paragraph 28).

As per claim 2, Kowtko further teaches using an application operable on the network-connected computing device to preview photographs (e.g., pages 3 and 4, paragraphs 25-27).

As per claim 3, Kowtko further teaches using an application operable on the network-connected computing device to preview documents (e.g., pages 3 and 4, paragraphs 25-26).

As per claim 7, Kowtko teaches a method for adding imaging information to a service, comprising:

receiving a composition via a network browser (figure 3; page 3, paragraph 25);  
responsive to receiving the composition via the network browser, automatically identifying component images comprising the composition (e.g., page 3, paragraph 26; the values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302);

copying the identified component images of the composition; and storing the component images to a data server, wherein the component images stored are individually accessible via the network browser (the customized portal or web site is posted on the Web collaboration tool and

is individually accessible via network browsers 404 and 406; e.g., figure 4, page 4, paragraph 28).

As per claim 9, Kowtko teaches the composition comprises a document (pages 3 and 4, paragraphs 25 and 26).

As per claim 10, Kowtko teaches the composition composes a photograph (e.g., pages 3 and 4, paragraphs 25-27).

As per claim 12, Kowtko teaches the step of storing the component images comprises retaining web content such that a copy of the web content can be forwarded to a communicatively coupled computing device (e.g., pages 3 and 4, paragraphs 25-27).

As per claim 21, Kowtko teaches a system for transferring image information, comprising:

a server containing imaging-service content, the server coupled to a network, the imaging-service content comprising a composition (e.g., pages 3 and 4, paragraphs 25-27); and

a computing device coupled to the network, the computing device configured with a browser (e.g. computing device 404 of figure 4), wherein the browser is configured to:

receive the imaging-service content; extract data reflective of the composition (e.g., page 3, paragraph 26; the values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the

potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302);

access an imaging-destination service implemented by a network servers; and request the imaging-destination service to perform a service with respect to the composition such that the imaging-destination service retrieves the composition for performing the service requested (Web collaboration service; page 4, paragraph 28).

As per claim 22, Kowtko teaches wherein the imaging-service content comprises a document (pages 3 and 4, [0025]-[0026]).

As per claim 23, Kowtko teaches wherein the imaging-service content comprises a photograph (pages 3 and 4, [0025]-[0027]).

As per claim 24, Kowtko teaches wherein the imaging-service content comprises a graphic design (pages 3 and 4, [0026]).

As per claim 25, Kowtko teaches wherein the graphic design comprises a watermark (e.g. Site Logo of fig. 3).

As per claim 26, Kowtko teaches wherein the graphic design comprises a letterhead (e.g. Company Name of fig. 3).

As per claim 27, Kowtko teaches wherein the graphic design comprises a label (e.g. Site Name of fig. 3).

As per claim 28, Kowtko teaches wherein the browser comprises an imaging extension (browser comprises an imaging extension is inherent in web/html technology).

As per claim 35, Kowtko teaches the remote-data server storing the composition and the remote-data server storing the image data are the same remote-data server (e.g., page 4, paragraph 28).

***Claim Rejections - 35 USC § 103***

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. Claims 33 and 34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kowtko.

As per claims 33 and 34, Kowtko does not disclose the network browser is operative to access a user profile defining access to a subset of the image data, wherein the user profile is one of multiple user profiles provided for a specified user of the network browser; and each of the user profiles defines access to a different subset of the image data. The Examiner takes Official Notice that a user profile including user-id and password to authorize the user different sites to

retrieve sets of image data would have been obvious to one of ordinary skill in the art. It would have been obvious to one of ordinary skill in the art at the time of the invention to include user profile authorizing access to different sites in Kowtko's system since it would have prevented unauthorized accesses to sensitive data.

***Response to Arguments***

9. Applicant's arguments filed 05/26/2005 have been fully considered but they are not persuasive.

Applicant argued the following:

(a) With respect to claim 1, Kowtko does not disclose "using a network browser operating on a network-connected computing device to ...request the imaging-destination service to perform a service with respect to the composition such that the imaging-destination service accesses the composition stored at the remote-data server to retrieve the image data for performing the service requested."

(b) With respect to claim 7, Kowtko does not disclose "responsive to receiving the composition via the network browser, automatically identifying component images comprising the composition" and "storing the component images to a data server, wherein the component images stored are individually accessible via the network browser."

(c) With respect to claim 21, Kowtko does not disclose "wherein the browser is configured to extract data reflective of the composition" and "request the imaging-destination service to perform a service with respect to the composition such that the imaging-destination service retrieves the composition for performing the service requested."

Examiner disagrees for the following reasons:

(a) Kowtko does teach a network browser operating on a network-connected computing device through the browser 412, for example, of the network-connected computing device 404 of figure 4. And using this browser to request imaging-destination service (Web collaboration service; page 4, paragraph 28) to perform a service with respect to the composition (using Web collaboration tool that enables the customized portal or site 412 to be simultaneously visible and acted upon by users; page 4, paragraph 28) such that the imaging-destination service accesses the composition stored at the remote-data server to retrieve the image data for performing the service requested (for example, the Web collaboration session accesses the Web portals or sites stored at the remote Web server to retrieve the customized portals or sites for Web collaboration service).

(b) Kowtko does teach responsive to receiving the customized composition for a Web site via the network browser 302 of figure 3, automatically identifying component images comprising the composition (e.g., page 3, paragraph 26; the values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302). Kowtko further teaches storing the component images to a data server, wherein the component images stored are individually accessible via the network browser (the customized portal or web site is posted on the Web collaboration tool and is individually accessible via network browsers 404 and 406; e.g., figure 4, page 4, paragraph 28).

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(c) Kowtko does teach the browser 302 of figure 3 is configured to extract data reflective of the composition (e.g., page 3, paragraph 26; the values, text and/or other configuration information such as fonts, colors, animation, graphics, navigation bars, textures, etc, for example, may be cut and pasted from the potential customer's own Web site and inputted directly into appropriate ones of the fields of the customizable attributes 304s within the control panel 302). And using this browser to request imaging-destination service (Web collaboration service; page 4, paragraph 28) to perform a service with respect to the composition (using Web collaboration tool that enables the customized portal or site 412 to be simultaneously visible and acted upon by users; page 4, paragraph 28) such that the imaging-destination service accesses the composition stored at the remote-data server to retrieve the image data for performing the service requested (for example, the Web collaboration session accesses the Web portals or sites stored at the remote Web server to retrieve the customized portals or sites for Web collaboration service).

### *Conclusion*

**10. THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

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however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

*Inquiries*

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nhon (Gary) D. Nguyen whose telephone number is (571)272-4139. The examiner can normally be reached on Monday - Friday with every other Monday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571)272-4847. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Nhon (Gary) Nguyen  
August 3, 2005

BA HUYNH  
PRIMARY EXAMINER